

**PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
LHOTE, <i>et al.</i>	)	Art Unit: To be assigned
	)	
Serial No. 10/564,366	)	Examiner: To be assigned
	)	
Filed: January 12, 2006	)	Atty. Dkt. 6222.480
	)	
Title: PRESSURE RELIEF EXHAUST	)	
BRAKE	)	

**RESPONSE TO NOTICE OF MISSING REQUIREMENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This submission is in response to the Notification of Missing Requirements Under  
35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) MAILED  
May 11, 2006 (copy attached). The following documents are being submitted:

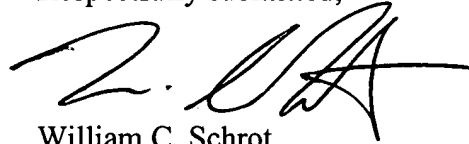
- 1) Declaration for Patent Application referencing the application entitled PRESSURE RELIEF EXHAUST BRAKE signed by Gabriel Gavril on behalf of Andre F. Lhote;
- 2) Petition for Non-signing inventor Pursuant to 37 C.F.R. §§1.49(b) and 1.47;
- 3) Declaration of William C. Schrot in Support of Petition for Non-Signing Inventor and accompanying Exhibits.

The undersigned attorney of record asserts that the application filed in the Patent and Trademark Office is the application, which the inventors executed by signing the Oath or Declaration.

It is believed that no charges are due for this submission. However, if this is incorrect, then please debit Account 50-0548 and notify the undersigned.

In view of the above, the applicant respectfully submits that all documents necessary for perfecting the filing date of January 12, 2006 have been filed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'W. Schrot', with a stylized flourish at the end.

William C. Schrot  
Reg. No. 48,447  
Attorney for Applicant

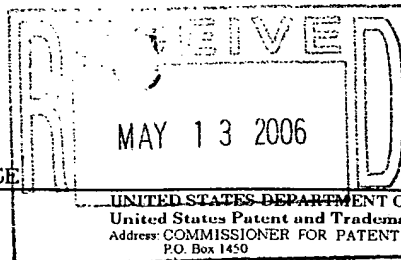
**Berenato, White & Stavish, LLC**  
6550 Rock Spring Drive, Ste. 240  
Bethesda, Maryland 20817  
Phone: (301) 896-0600  
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**BEST AVAILABLE COPY**

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UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY: DOCKET NO.
10/564,366	Andre F. Lhote	6222.480

28410  
BERENATO, WHITE & STAVISH, LLC  
6550 ROCK SPRING DRIVE  
SUITE 240  
BETHESDA, MD 20817

**DOCKETED**

**MAY 16 2006**

Berenato, White & Stavish

INTERNATIONAL APPLICATION NO.	
PCT/CA04/02080	
I.A. FILING DATE	PRIORITY DATE
12/06/2004	12/16/2003

**CONFIRMATION NO. 9213**  
**371 FORMALITIES LETTER**



\*OC000000018746668\*

Date Mailed: 05/11/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 01/12/2006
- Copy of the International Search Report filed on 01/12/2006
- Oath or Declaration filed on 01/12/2006
- Request for Immediate Examination filed on 01/12/2006
- U.S. Basic National Fees filed on 01/12/2006
- Priority Documents filed on 01/12/2006
- Power of Attorney filed on 01/12/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - Signature of the first inventor is missing Mr. Andre F Lhote from the declaration filed

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/564,366	PCT/CA04/02080	6222.480

FORM PCT/DO/EO/905 (371 Formalities Notice)